

issue to such company a certificate setting forth that such company has qualified and is authorized for the ensuing year to do business under section 378, which said certificate shall be evidence of such qualification of such company and of its authorization to become and be accepted as sole surety on all bonds, undertakings, recognizances, obligations required or permitted by law, or in the charter, ordinances, rules or regulations of any municipality, board, body, organization or public officer, and the solvency and credit of such company for all purposes and its sufficiency as such surety.

1904, art. 23, sec. 342. 1892, ch. 279.

381. No corporation, which under the laws of this State, shall act as trustee, executor, administrator, guardian, committee or receiver, or in any one or more of those capacities without bond or security other than its own obligation, in any case in which bond would be required from a natural person in the like or similar capacity, shall incur the liability of a surety upon any bond of any sort or description, and all acts and parts of acts whether general or special inconsistent herewith are hereby repealed.

Turnpike, Plank Road and Passenger Railway Companies.

Ibid. sec. 343. 1888, art. 23, sec. 233. 1868, ch. 471, sec. 107.
1882, ch. 456.

382. Corporations for making turnpikes, or plank roads, or passenger railways outside of the limits of the city of Baltimore, may be formed as hereinbefore provided; no such passenger railway to exceed twelve miles in length; and such turnpikes, plank roads, or passenger railways may be constructed on the bed of any county road or on part of the bed thereof, the consent of the county commissioners of the county in which said road may lie, having been first given in writing and recorded among the proceedings of said county commissioners, and also recorded in the book or journal of proceedings of said corporation; the location of the bed of any part of said county road may be changed by said corporation, for the purpose of a better construction of said turnpike, or plank road, or passenger railway; provided, the land to be occupied be obtained by agreement with the owners thereof, or by condemnation; at least fifteen feet in width of the bed of any turnpike road shall be covered with broken stone or gravel, or other hard or durable materials, to the depth of at least twelve inches, unless the natural bed be hard; and the bed of any plank road shall be well and securely laid and covered with plank or wood for the same width.

A corporation held to have been incorporated under this section. This section referred to in construing section 392—see notes thereto. *Back River Co. v. Homberg*, 96 Md. 436.

For the regulations concerning carriers prescribed in the act creating the public service commission, see sec. 425, *et seq.*

As to railroads, see sec. 260, *et seq.*